

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office AUG 25 2000

Returned to applicant for correction SEP 29 2000

Corrected application filed _____

Map filed OCT 10 2000 under 66162

The applicant **Great Star Cement Corporation**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **1.34 cfs, but not to exceed a total of 58 million gallons annually, second-feet**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **quasi municipal**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") **quasi municipal, see "No. 12. Remarks".**
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within the NE¼ of Section 32, Township 17 South, Range 63 East, MDB&M, at a point which bears North 81° 55' 08" East, 914.32 feet to the NorthEast corner of said Section 32.**
6. Place of Use **Apex Industrial Park (as shown on attached list and shown on "PLACE OF USE" map accompanying applications #66162-66166.)**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **Pump from a drilled well to a storage tank for distribution to users by pipeline.**
9. Estimated cost of works **Part of a \$5 million water distribution system.**
10. Estimated time required to construct works **three years**
11. Estimated time required to complete the application of water to beneficial use **five years**
12. Remarks: **The combined total duty from this well and from the well permitted under application #50663; now subject to a change application #66784 will be no more than 58**

million gallons annually. This application is not intended to appropriate new water but merely to provide reliability for the applicant allowing the combined water usage, in any proportion from the two wells, of 58 million gallons annually.

Great Star Cement Corporation
Richard V. Wyman, Agent, WRS #387
By s/Richard V. Wyamn
P. O. Box 60473
Boulder City, NV 89006-0473

Compared my/cmf ds/cmf

Protested 12-7-2000 by U.S. National Park Service; 12-15-2000 by BLM;
Pro. Overruled 5-2-01 See Ruling #5017

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The total combined duty of water under Permits 66784 and 66785 shall not exceed 58 million gallons annually.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.34 cubic feet per second, but not to exceed 58 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 14, 2003

Proof of completion of work shall be filed before:

June 14, 2003

Water must be placed to beneficial use on or before:

May 14, 2004

Proof of the application of water to beneficial use shall be filed on or before:

June 14, 2004

Map in support of proof of beneficial use shall be filed on or before:

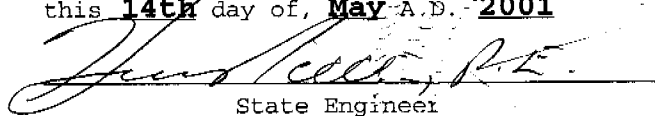
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of, May A.D. 2001


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

August 24,2000

PROPOSED PLACE OF USE

6. **Place of Use:** The exact places of use within the Apex Industrial Park are all within the "place of use" boundary as shown on the attached "Place of Use map. The description of the lands within that boundary are more specifically listed below:

Township 17 South, Range 63 East: Parts of Sections 32 and 33.

Township 18 South, Range 63 East: Parts of Sections 3, 4, 5, 8, 9, 10, 11, 13, 14, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35.

Township 19 South, Range 63 East: Parts of Sections 2, 3, 4, 5, 6, 7, 8 and 9.